IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.
SUIT NO.263 OF 2005

Rajan T. Shah ...Plaintiff.

V/s.

Courtesy Hotels Pvt. Ltd. ...Defendant.

Shri R.M.Nakhwa a/w Vasant B. Dhawan for the Plaintiff.

CORAM: S.U.KAMDAR,J.
DATE : 11th October, 2005.
P.C.:

1. Present suit is filed for a recovery of sum of Rs.25,000/- with interest thereon, total of which comes to Rs.64,430/-. As per that scheme being Ex.'A' principal amount get doubled in five years. Pursuant thereto Plaintiff deposited a sum of Rs.15,000/- and receipt is issued which is at Ex.C to the plaint. The fact that deposit is matured, is admitted in the letter dated 30th June, 2000 which is at Ex.E to the plaint. Though the amount is demanded by the Plaintiff, however no payment is made. In that view , present suit is filed. Defendants have been served and an Affidavit of Service dated 25th September,2005 is filed. Nobody has filed Vakalatnama on behalf of the Defendants. The reliance has been placed on both the receipts which are of 1995. Deposit receipts of 22nd July, 1995 to be matured in five years time. There is

acknowledgment of liability dated 30th June, 2000 and further part payment on 26th December, 2001. In the aforesaid circumstances, I pass the following order:

There shall be decree for a sum of Rs.30,000/- from 27.7.97 till payment realises in favour of the Plaintiff with further interest at the rate of 18% per annum .

(S.U.KAMDAR,J.)